

SHIPPED: On unknown dates, by various drug handlers.

LABEL IN PART: "Physician's Sample Not To Be Sold," "Clinical Trial Supply," "Sample—Not To Be Sold," "Complimentary," or similar wording.

RESULTS OF INVESTIGATION: Some of the articles were prescription drugs originally intended for use as samples for physicians and others lawfully engaged in dispensing prescription drugs and bearing labels containing a "complimentary - not to be sold" professional sample legend, and containing also the names and addresses of manufacturers, packers, or distributors located outside the State of Georgia.

Some of the articles were prescription drugs which had been repacked by the dealer into containers to which had been affixed labels bearing such brand names for the drugs as were indicative of their manufacture outside the State of Georgia.

LIBELED: 8-4-61, N. Dist. Ga.

CHARGE: 502(a)—while held for sale, the words "Physician's Sample," "Professional Sample," "Clinical Trial Supply," "Sample - Not To Be Sold," and similar wording on the labels of the articles, were false and misleading as applied to these articles then in the possession of a repacker and intended for sale and not then intended for use as "complimentary - not to be sold" samples for physicians and others lawfully engaged in dispensing prescription drugs.

DISPOSITION: 10-3-61. Default—destruction.

6804. Lange's herbal tablets and herb tea. (F.D.C. No. 45750. S. Nos. 55-991/8 R.)

QUANTITY: 78 btl. of *LGB-4 tablets*, 29 btl. of *KB-5 tablets*, 47 btl. of *D-7 tablets*, 41 btl. of *H-9 tablets* and 37 btl. of *HB-14 tablets*, each btl. containing 120 tablets; 120 100-tablet btl. of *sarsaparilla*; 88 3½-oz. pkgs. of *sarsaparilla tea*; and 94 2-oz. pkgs. of *huckleberry leaves tea*, at Portland, Oreg., in possession of Nu Vita Foods.

SHIPPED: Prior to 3-9-61, from outside the State of Oregon.

LABEL: (Btl.) "Lange's Herbal Beverage Tablets. LGB-4 * * * Distributed by Nu Vita Foods * * * Contains 17 herbs. * * * Has a mild laxative action * * * Warning"; (btl.) "Lange's Herbal Beverage Tablets KB-5 * * * Distributed by Nu Vita Foods * * * Contains 16 herbs known for their traditional value"; (btl.) "Lange's Herbal Beverage Tablets D-7 One tablet makes a bracing cup of tea * * * Distributed by Nu Vita Foods * * * Contains 16 herbs * * * Has a mild laxative action. Warning"; (btl.) "Lange's Herbal Beverage Tablets H-9 * * * Distributed by Nu Vita Foods * * * Contains 18 herbs * * * Has a mild laxative action. Warning"; (btl.) "Lange's Herbal Beverage Tablets HB-14 * * * Contains 16 Herbs * * * Has a mild laxative action Warning; * * * Distributed by Nu Vita Company"; (btl.) "Lange's Sarsaparilla (Roots) * * * Distributed by Nu Vita Foods"; (pkg.) "SeeLect Brand Imported Sarsaparilla (*Smilax Aristolochiaefolia*) Herb Tea"; and (pkg.) "SeeLect Brand Imported Huckleberry Leaves * * * Herb Tea."

ACCOMPANYING LABELING: Catalogs entitled "Herbal Beverage Selected Information From Leading Herb Books For Professional Use Only" and sheets entitled "Nu-Vita Foods * * * Order Blank and Price List."

RESULTS OF INVESTIGATION: The articles, except the tea, were compressed into tablets from bulk herbs on the order of the dealer and the tablets were shipped in bulk lots to the dealer who repacked and labeled them.

The dealer also had the accompanying labeling printed and distributed to health food stores or others who requested them.

LIBELED: 5-3-61, Dist. Oreg.

CHARGE: 502(a)—while held for sale, the labeling contained false and misleading representations that the articles were an adequate and effective treatment for all liver and gallbladder conditions; would tone, cleanse, nourish the liver, kidneys, stomach, and bowels; act as an astringent healer; purify the bloodstream; act as an aid in digestion; subdue inflammation; strengthen and cleanse gallbladder; give natural mineral to the body; increase the flow of glandular secretions; aid glandular function; benefit dropsy; be an adequate and effective treatment for diabetes; reduce blood sugar count; reduce albumin in urine; feed the pancreatic glands; give natural sugar; clean and stimulate mucous membranes to a healthy active condition; allow for free flow of glandular secretion; cleanse and clear urinary channel; be an adequate and effective treatment for heart conditions; strengthen and aid heart function; assist in regulating rapid and feeble heart action; aid valvular insufficiency and heart oppressions; remove accumulations of mucus; were an adequate and effective treatment for high blood pressure; would reduce hypertension; relieve nervous strain; purify and cleanse; relieve nerve spasm due to excess acid in the blood stream; neutralize acid; give tone to blood and strengthen blood veins; relieve inflammation and decay of body cells; help purify blood stream; be an adequate and effective treatment for rheumatism, gout, and ringworm; an antidote for poison; for inflammation, colds, catarrh, and fever; for bleeding and hemorrhages of lungs; for hysterical and nervous conditions; and for eruptive diseases, running ears, itch, and ulcerations.

DISPOSITION: 7-17-61. Consent—claimed by E. W. Lange, t/a Nu Vita Foods, and released under bond for relabeling.

6805. Y-Min tablets, Granular Y-Min, and vitamin C tablets. (F.D.C. No. 45541. S. Nos. 55-805/7 R.)

QUANTITY: 16 340-tablet btl. of Y-Min, 6 36-oz. btl. and 7 12-oz. btl. of *Granular Y-Min*, and 13 80-tablet btl. of vitamin C, at Parma, Idaho, in the possession of Yensen Mineral Co.

SHIPPED: 12-28-60 and 1-25-61, from Los Angeles, Calif., and St. Louis, Mo.

LABEL IN PART: "340 Y-Min Tablets An Organic Mineral Vitamin Food Supplement (Complete except for Vitamin C which is in an accompanying container) * * * Distributed by The Yensen Mineral Co., Parma, Idaho. Prepared from concentrates of sea plants and green leafy vegetables, bone flour, and iron phosphate. Vitamin A made from lemon grass, Vitamin D from irradiated plant sterols. B Complex factors are as present in yeast, with Thiamine and Riboflavin added. * * * This is a concentrated Food Supplement"; "Granular Y-Min An organic Mineral Vitamin Food Supplement (Complete except for Vitamin C which is in an accompanying container). Recommended in those conditions where an additional mineral and vitamin intake is indicated. * * * Distributed by The Yensen Mineral Co., Parma, Idaho. Contains concentrates of the sea algae *Macrocystis Pyrifera*, *Laminaria longifolia*, with specially processed wheat germ, bone meal, milk minerals, iron phosphate, and brewer's yeast. Also concentrates of the fresh fruits—apple, apricot, orange, lemon, banana, tomato, with escarole, and parsley concentrates. Vitamin A from lemon grass; Vitamin D from irradiated plant sterols; Vitamins B complex